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LEGISLATIVE SUPPLEMENT

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Leg. No. 44/2019 - Correction Slip in the Haryana Law Department Manual.

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PART-IV**HARYANA LAW DEPARTMENT MANUAL*****Correction Slip***

The 19th December, 2019

Chapter 20

Page 45

In Haryana Law Department Manual, at page 45, in clause (c),-

- (i) for the sign “.” existing at the end, the sign “:” shall be substituted; and
- (ii) the following provisos shall be added, namely:-

“Provided that where the Government Pleader is of opinion that an appeal including Regular Second Appeal or any other proceeding is to be filed before the High Court, he shall forward his opinion along with copy of judgment and grounds of appeal to the Legal Remembrancer, Advocate General and Controlling Authority and in case of any difference of opinion between the Advocate General and Controlling Authority, the matter shall be referred again with reasons for disagreement to the Advocate General for re-consideration of the opinion. If the Advocate General still reiterates his opinion about filing/non-filing of appeal or Regular Second Appeal or any other proceeding in a particular matter, the Legal Remembrancer and Controlling Authority shall act accordingly. If the Controlling Authority still intends to disagree with the opinion of the Advocate General, the matter shall be referred for decision to the Minister-in-Charge of the department concerned and Advocate General shall then proceed as per decision of the Minister-in-Charge:

Provided further that where Letters Patent Appeal, application for revision or review of judgment, writ petition, SLP or any other proceeding is to be filed before the High Court or Supreme Court and in case of any difference of opinion between the Advocate General and the Controlling Authority, the matter shall be referred with reasons for disagreement to the Advocate General for re-consideration of the opinion. The Advocate General shall give his opinion about filing/non-filing of appeal or any other proceeding in a particular matter and the Legal Remembrancer and Controlling Authority shall act accordingly. If the Controlling Authority still intends to disagree with the opinion of the Advocate General, the matter shall be referred for decision to the Minister-in-Charge of the department concerned and Advocate General shall then proceed as per decision of the Minister-in-Charge:

Provided further that in case of urgency or where limitation is likely to expire shortly, Office of Advocate General may file any appeal, application for revision, review of the judgment, writ petition or SLP, as the case may be and thereafter, reference may be made to the Legal Remembrancer and Controlling Authority for necessary approval.”.

BIMLESH TANWAR,Legal Remembrancer and Administrative Secretary
to Government, Haryana, Law and Legislative Department.